

Amendment No. 1 to HB2868

**Pinion
Signature of Sponsor**

AMEND Senate Bill No. 3091

House Bill No. 2868*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

By deleting all language after the enacting clause and by substituting instead the following language.

SECTION 1. Tennessee Code Annotated, Section 54-3-113, is amended by deleting the section in its entirety and by substituting instead the following language:

(a) It is the intent of the general assembly that, to the extent feasible, consistent with legal requirements and available funding, for the purpose of evaluating the feasibility of tolling as an additional method of funding the development of highways or other transportation-related facilities, the department proceed toward the goal that at least one (1) tollway project or toll facility project shall be ready to proceed to contract for design and construction, or separate contracts for design and construction, as appropriate, within five (5) years after June 28, 2007.

(b)

(1) No tollway project or toll facility project shall be developed until the department conducts one (1) or more public hearings for the specific purpose of receiving public comments concerning tolling as an alternative means of funding or financing bridges or highways within the state and until the department submits a written report, reviewing the public comments, to the chairs of the finance, ways and means committees of the senate and of the house of representatives and to the chairs of the transportation committees of the senate and of the house of representatives.

(2) No tollway project or toll facility project shall be developed by the department without the prior approval of the general assembly as provided in § 54-3-102(b).

(c) The department shall evaluate the progress of the toll program and shall provide a written report of the evaluation to the general assembly on or before January 1, 2009. The department shall not develop any tollway project or toll facility project until after this report has been submitted to the general assembly and the general assembly has expressly authorized the department to proceed with additional tollway projects and toll facility projects.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.